

Court of Appeals, State of Michigan

ORDER

People of MI v Richard Michael Kessler

Docket No. 258250

LC No. 01-010096-FH;00-011236-FH

Patrick M. Meter
Presiding Judge

Kirsten Frank Kelly

Bill Schuette
Judges

The Court, acting under MCR 7.203(F)(2), orders that the motion for reconsideration is DENIED for lack of merit in the grounds presented. By law, any motion challenging the underlying conviction and sentence after a criminal defendant's appellate rights have elapsed is a motion for relief from judgment to which a criminal defendant is limited to one such motion after August 1, 1995 unless the criminal defendant can show a retroactive change in the law or newly discovered evidence. MCR 6.501 and 6.502(G). Appellant failed to show that either exception applies in the appeal at hand.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN - 5 2005

Date

Sandra Schultz Mengel
Chief Clerk